

April 14, 2009

TO: Members of the MAG Regional Council

FROM: Councilwoman Peggy Neely, Phoenix, Chair

SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Meeting - 5:00 p.m.

Wednesday, April 22, 2009

MAG Office, Suite 200 - Saguaro Room

302 North 1<sup>st</sup> Avenue, Phoenix

Dinner - 6:30 p.m.

MAG Office, Suite 200

The next MAG Regional Council meeting will be held at the MAG offices at the time and place noted above. Members of the Regional Council may attend either in person, by videoconference or by telephone conference call. Members who wish to remove any items from the Consent Agenda are requested to contact the MAG office. MAG will host a dinner/reception for the Regional Council members following the meeting in the MAG Cholla Room on the 2nd floor. Supporting information is enclosed for your review.

Please park in the garage underneath the building. Parking places will be reserved for Regional Council members on the first and second levels of the garage. Bring your ticket to the meeting, parking will be validated. For those using transit, the Regional Public Transportation Authority will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

If you have any questions, please call the MAG office.

c: MAG Management Committee

**MAG REGIONAL COUNCIL  
REVISED TENTATIVE AGENDA  
April 22, 2009**

	<b><u>COUNCIL ACTION REQUESTED</u></b>
1. <u>Call to Order</u>	
2. <u>Pledge of Allegiance</u>	
3. <u>Call to the Audience</u>  An opportunity will be provided to members of the public to address the Regional Council on items not scheduled on the agenda that fall under the jurisdiction of MAG, or on items on the agenda for discussion but not for action. Citizens will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.	3. Information.
4. <u>Executive Director's Report</u>  The MAG Executive Director will provide a report to the Regional Council on activities of general interest.	4. Information and discussion.
5. <u>Approval of Consent Agenda</u>  Council members may request that an item be removed from the consent agenda. Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items. Consent items are marked with an asterisk (*).	5. Approval of the Consent Agenda.

**ITEMS PROPOSED FOR CONSENT\***

**MINUTES**

*5A. <u>Approval of the March 25, 2009, Meeting Minutes</u>	5A. Review and approval of the March 25, 2009, meeting minutes.
---	---

**TRANSPORTATION ITEMS****\*5B. Update to the Arterial Life Cycle Program Policies and Procedures**

The Arterial Life Cycle Program (ALCP) Policies and Procedures approved by the MAG Regional Council on December 19, 2007, require revisions, which include refinements to policies on the Regional Area Road Fund (RARF) Closeout Process, the addition of substitute projects, and the amendment or termination of signed and effective Project Agreements. Other minor technical refinements are also included. The ALCP Working Group met on November 17, 2008 and January 9, 2009, to discuss the revisions and continued the discussion and refinement process via e-mail. On April 8, 2009, the Management Committee recommended approval. This item is on the April 15, 2009, agenda of the Transportation Policy Committee. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

**\*5C. Arterial Life Cycle Program Status Report**

A Status Report on the Arterial Life Cycle Program (ALCP) is provided for the period between October 2008 and March 2009 and includes an update on ALCP Project work, the remaining FY 2009 ALCP schedule, and ALCP revenues and finances. Please refer to the enclosed material.

**\*5D. Section 5310 Elderly Individuals and Individuals with Disabilities Transportation Program Priority Listing of Applicants**

On March 20, 2009, the MAG Federal Transit Administration (FTA) Elderly and Persons with Disabilities Transportation Program Ad Hoc Committee developed a priority listing for the applications received for FTA Section 5310 funding. FTA provides these funds to the Arizona Department of Transportation (ADOT) for capital assistance to agencies and public bodies that provide transportation services for people who

5B. Approval of the proposed changes to the previously approved December 19, 2007, ALCP Policies and Procedures.

5C. Information and discussion.

5D. Approval of forwarding the priority listing of applicants for FTA Elderly and Persons with Disabilities Transportation Program to the Arizona Department of Transportation.

are elderly and for people who have a disability. This year, 13 applications were submitted for capital assistance awards. Twenty-three van requests and two mobility manager requests were received and considered by the Committee. On April 8, 2009, the Management Committee recommended forwarding the priority listing to ADOT. Please refer to the enclosed material.

\*5E. Regional Community Network Reporting Structure

The Regional Community Network (RCN) is a fiber optic communications network that, when completed, would connect all MAG member agencies for the primary purpose of coordinating traffic control operations between neighboring agencies. The first phase of the project is currently being implemented by Arizona Department of Transportation through an Intelligent Transportation Systems (ITS) project in the FY 2008 MAG Work Program. The RCN Working Group, consisting of agencies represented on the ITS Committee and Technology Advisory Group (TAG) have recommended the establishment of a reporting structure for future oversight and management of this regional communications system. The attached document describes a proposed reporting structure for the RCN that is based on the regional emergency 9-1-1 system, which is a similar regional system that was also developed by MAG and is overseen by the MAG 9-1-1 Oversight Team. This structure has been recommended for adoption by the ITS and TAG Committees and approval by the Transportation Review Committee and the Management Committee. Please refer to the enclosed material.

\*5F. ADOT Red Letter Process

In June of 1996, the MAG Regional Council approved the Arizona Department of Transportation (ADOT) Red Letter process, which requires MAG member agencies to notify ADOT of potential development activities in

5E. Approval of the Regional Community Network reporting structure.

5F. Information and discussion.

freeway alignments. Development activities include actions on plans, zoning and permits. ADOT has forwarded a list of notifications from July 1, 2008, to December 31, 2008. Of the 254 notices received, 92 had an impact to the State Highway System. Please refer to the enclosed material.

### AIR QUALITY ITEMS

\*5G. Conformity Consultation

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment and administrative modification to the FY 2008-2012 MAG Transportation Improvement Program (TIP). The proposed amendment and administrative modification involve several projects, including two FY 2009 paving projects from the City of Phoenix that require cost and scope changes. In addition, MAG is conducting consultation on a conformity assessment for an amendment and administrative modification to the TIP for member agency projects for the distribution of the MAG sub-allocated portion of the American Recovery and Reinvestment Act (ARRA) funds. The amendment includes projects that may be categorized as exempt from conformity determinations. The administrative modification includes minor project revisions that do not require a conformity determination. Please refer to the enclosed material.

5G. Consultation.

### GENERAL ITEMS

\*5H. Discussion and Update on the Draft FY 2010 MAG Unified Planning Work Program and Annual Budget

Each year, the MAG Unified Planning Work Program and Annual Budget is developed incrementally in conjunction with member agency and public input. The Work Program is reviewed each year in April by the federal agencies and approved by the Regional Council in May. Since the budget presentation in March, there have been no significant changes to the draft budget.

5H. Information and discussion.

The Intermodal Planning Group meeting is scheduled for April 17, 2009 and any recommendations from that review, as well as any other significant budget revisions, will be brought to the May Regional Council meeting.

## ITEMS PROPOSED TO BE HEARD

### TRANSPORTATION ITEMS

6. Update on the American Recovery and Reinvestment Act of 2009: ADOT Portion, MAG Sub-Allocation, and MAG Region Transit Funds

The American Recovery and Reinvestment Act (ARRA) of 2009 was signed by President Obama on February 17, 2009. The Act directs transportation infrastructure funds to both highways and transit agencies in states and metropolitan planning organizations. On March 25, 2009, the MAG Regional Council approved the necessary Transportation Improvement Program (TIP) project changes for ADOT-led freeway projects and MAG regional transit projects that are programmed with ARRA funds. At the same meeting, the MAG Regional Council approved a member agency allocation for the distribution of the MAG sub-allocated portion of the ARRA funds, with four stipulations related to defining projects, technical MAG processes, and obligation deadlines. An update will be provided regarding project development for the MAG sub-allocated transportation ARRA funds, the status of the highway and transit funded ARRA projects, and any new developments.

7. Project Changes – Amendment and Administrative Modification to the FY 2008-2012 MAG Transportation Improvement Program and FY 2009 Arterial Life Cycle Program, Including Funding from the American Recovery and Reinvestment Act of 2009

The FY 2008-2012 Transportation Improvement Program (TIP) and Regional Transportation Plan (RTP) 2007 Update were approved by the MAG Regional Council on July 25, 2007, and the FY 2009 Arterial Life Cycle Program (ALCP) was

6. Information and discussion.

7. Approval of amendments and administrative modifications to the FY 2008-2012 Transportation Improvement Program, the FY 2009 Arterial Life Cycle Program and as appropriate, to the Regional Transportation Plan 2007 Update as shown in the attached tables.

approved by Regional Council on June 25, 2008. Since that time, there have been requests from member agencies to modify projects in the programs. The proposed amendments and administrative modifications to the FY 2008-2012 TIP and FY 2009 ALCP are listed in Table A. These include changing funding amounts on two paving dirt road projects in Phoenix, changing funding type and amounts for projects related to Beardsley Road, and the deferral of design and right of way work on Northern Parkway. On March 25, 2009, the MAG Regional Council approved a member agency allocation for the distribution of the MAG sub-allocated portion of the ARRA funds with a requirement that projects are defined and submitted to MAG by April 3, 2009. On April 8, 2009, the Management Committee recommended approval of the changes shown on Tables A, B, and C. In addition, the City of Chandler has requested to modify reimbursements for two Arterial Life Cycle Program (ALCP) projects as shown in Table D. These do not affect the fiscal balance of the ALCP. This item is on the April 15, 2009, agenda of the Transportation Policy Committee. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

8. Proposed Amendment to Add Stage One of the Phoenix Sky Harbor Automated Train System (Sky Train) to the FY 2008-2012 MAG Transportation Improvement Program and MAG Regional Transportation Plan 2007 Update and Inclusion of Stage Two of the Phoenix Sky Harbor Automated Train System (Sky Train) in the MAG Regional Transportation Plan 2007 Update as an Illustrative Project

The City of Phoenix is requesting that Stage One of the automated train project be added in an amendment to the FY 2008-2012 MAG Transportation Improvement Program and MAG Regional Transportation Plan 2007 Update. The Phoenix Sky Train project is a fully automated, grade separated transit system that will connect the major facilities at Phoenix Sky Harbor International Airport with the METRO light rail

8. Approval of a proposed amendment to add Stage One of the Phoenix Sky Harbor Automated Train System (Sky Train) to the FY 2008-2012 MAG Transportation Improvement Program and MAG Regional Transportation Plan 2007 Update for the necessary air quality conformity analysis, and to include Stage Two of the Phoenix Sky Harbor Automated Train System (Sky Train) in the MAG Regional Transportation Plan 2007 Update as an illustrative project.

system. The City of Phoenix is requesting that Stage Two be added to the Regional Transportation Plan 2007 Update as an illustrative project. Stage Two is currently planned to link the remaining terminals and the Rental Car Center by 2020. Phoenix has been reviewing a federal credit program called the Transportation Infrastructure Financing Innovation Act of 1998 (TIFIA) for this portion of the project costing \$200 million. The funds would be used by Phoenix to accelerate a portion of Stage Two of the project to Terminals 2 and 3 so all passenger terminals are connected by 2013. In addition to TIFIA, the project would be financed by bonds paid by passenger facility charges – fees that airlines at Sky Harbor pay – and other airport revenues. On April 8, 2009, the Management Committee recommended approval. This item is on the April 15, 2009, agenda of the Transportation Policy Committee. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

#### GENERAL ITEMS

9. Amendment of the FY 2009 MAG Unified Planning Work Program and Annual Budget to Include Funding to Participate in a Brookings Intermountain Study and to Include Funding for Arizona State University's North American Center for Transborder Studies to Provide Research Regarding the Global and North America Forces Impacting the MAG Region and the Sun Corridor

The Brookings Metropolitan Policy Program is proposing a partnership with leading Intermountain West institutions and leaders to work out specific collaborative steps among the five "Mountain Megs" (and their states) to advance prosperity in their region through the achievement of specific, catalyzing federal policy reforms. Brookings is seeking approximately \$20,000 from the Mountain Mega states to convene working groups and conduct the research. MAG is estimating that 74.51 percent would be needed (\$14,902) if MAG, the Pima Association of Governments and the Central

9. Amend the FY 2009 MAG Unified Planning Work Program and Annual Budget to include up to \$20,000 of MAG federal funds if needed to participate with the Brookings Metropolitan Policy Program on an Intermountain partnership and to amend the Work Program to include up to \$12,000 of MAG federal funds if needed to have the Arizona State University Center for Transborder Studies to conduct a study to describe the global and North America forces that impact the MAG region and the Sun Corridor.



Arizona Association of Governments participated. If this participation did not occur, up to \$20,000 from MAG would be needed.

For the Sun Corridor area, the Arizona State University North American Center for Transborder Studies has proposed to describe the global and North America forces that impact MAG and vice versa. This paper would be the first iteration to conduct the planning analysis necessary to develop Maricopa County, the Sun Corridor and then the Intermountain West as more than just infrastructure and transportation, but as a job creation and economic "cluster." Staff, consulting and associated expense are estimated to be \$12,000. MAG is estimating that 74.51 percent would be needed (\$8,942) if MAG, the Pima Association of Governments and the Central Arizona Association of Governments participated. If this participation did not occur, up to \$12,000 from MAG would be needed.

On March 11, 2009, the Management Committee recommended that the MAG Unified Work Program and Annual Budget be amended. At the March 25, 2009, Regional Council meeting, it was requested that a presentation on this item be provided at the April Executive Committee and Regional Council meetings to more fully explain the objectives of the projects. On April 13, 2009, the Executive Committee took action to amend the FY 2009 MAG Unified Planning Work Program and Annual Budget. Rob Puentes, Research Fellow from The Brookings Institute and Erik Lee, Associate Director, from Arizona State University's North American Center for Transborder Studies will discuss their proposed research studies to be conducted for MAG. Please refer to the enclosed material.

10. Legislative Update

An update will be provided on legislative issues of interest.

10. Information, discussion and possible action.

11. Nominating Committee

Each April, the Chair of the Regional Council appoints a five-member Nominating Committee from the Regional Council. According to the Nominating Process, revised by the Regional Council in April 2002, the Nominating Committee develops a slate of seven candidates. These candidates include a Chair, Vice Chair, Treasurer, the Past Chair, and three members at-large. If the Past Chair is not a current member of the Council, the Nominating Committee nominates an additional at-large member. The past Chair of the Regional Council, if still a current member, serves as Chair of the Nominating Committee. The Nominating Committee is required to provide a balanced slate of officers. The slate of nominations is forwarded to all of the Regional Council members at least two weeks prior to the annual meeting in June. A report on the members of the Nominating Committee will be provided at the Regional Council meeting. Please refer to the enclosed material.

12. Comments from the Council

An opportunity will be provided for Regional Council members to present a brief summary of current events. The Regional Council is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

11. Announcement of the appointment of the members of the Nominating Committee by the Chair of the Regional Council.

12. Information.